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U.S. Department of Justice

United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

MEMO ENDORSED

January 7, 2015

BY ELECTRONIC MAIL

The Honorable Colleen McMahon
United States District Judge
Southern District of New York
Daniel Patrick Moynihan U.S. Courthouse
500 Pearl Street
New York, New York 10007

Re: United States v. Gibron Lopez, et al.
15 Cr. 002 (CM)

Dear Judge McMahon:

The Government writes to provide an update on the status of the above-captioned matter. Four defendants were initially arrested on December 18, 2014, and were subsequently charged by complaint filed on December 19, 2014. A copy of the Complaint is attached here for the Court's convenience. On January 5, 2015, the Government obtained a three-count Indictment charging all four defendants in a robbery conspiracy, narcotics conspiracy, and related firearms count. The Government attempted to schedule an arraignment and initial pretrial conference before the Court on Thursday, January 8, 2015. However, several of the defendants' attorneys were not available on that date. As a result, the Court has scheduled the conference on Tuesday, January 13, 2015 at 2:00 PM.

As the conference was scheduled at a later date due to the unavailability of defense counsel, the Government further requests that the time between today and January 13, 2015 be excluded pursuant to the provisions of the Speedy Trial Act. The Government submits that the interests of justice outweigh the interests of the defendant and the public in a speedy trial. In addition, counsel for all defendants consent to the exclusion of speedy time through January 13, 2015.

MEMO ENDORSED

Time excluded from 1/8
1/7/15
until 1/13/2015
due to unavailability
of defense counsel
to appear
on 1/8
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Please do not hesitate to contact me should you have any questions.

Respectfully submitted,

PREET BHARARA
United States Attorney

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